

AN ORDINANCE

BY COUNCILMEMBER

Dani Stang

01-0 -1647

AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED TO GEORGIA BAPTIST HEALTH CARE SYSTEM, INC. TO CLEAR TITLE TO A NARROW STRIP OF LAND ALONG HIGHLAND AVENUE AT BOULEVARD IN LAND LOT 46 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA; AND FOR OTHER PURPOSES.

WHEREAS, Georgia Baptist Health Care System, Inc. ("Georgia Baptist") owns a tract of land bounded by Highland Avenue on the north, Boulevard on the east, Freedom Parkway on the south, and Jackson Street on the west, said property being known as 241 Jackson Street and 433, 435, and 439 Highland Ave., N.E. in Land Lot 46 of the 14th District of Fulton County, Georgia; and

WHEREAS, a narrow strip of land constituting 0.05 acre at the edge of this parcel along Highland Ave. near the Boulevard intersection (the "Highland Parcel") was conveyed to the City of Atlanta in 1981; and

WHEREAS, the Fulton County property tax records and real estate field books currently list Georgia Baptist as the owner of the Highland Parcel; and

WHEREAS, in 1996 The Executive Committee of the Baptist Convention of the State of Georgia et. al executed a quitclaim deed of gift conveying the Highland Parcel to Georgia Baptist, which deed was duly recorded at Book 20435, Page 289 of the Fulton County Records; and

WHEREAS, upon information and belief, the City and Georgia Baptist have determined that the Highland Parcel was conveyed by the City to Georgia Baptist or its affiliate prior to this 1996 conveyance but the deed was not properly executed or recorded; and

WHEREAS, Georgia Baptist has requested the City to execute a quitclaim deed conveying any interest in the Highland Parcel to Georgia Baptist so that title to the property may be cleared; and

WHEREAS, the Council desires to authorize execution of a quitclaim deed to Georgia Baptist.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1. The Mayor is authorized to execute and deliver a quitclaim deed conveying the Highland Parcel, a true and correct legal description of which is attached hereto as Exhibit A, to Georgia Baptist.

Section 2. Any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain, or replace said utility facilities. These easements shall remain in effect until such time as said utilities are abandoned, removed, or relocated, at which time the easements shall expire.

Section 3. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed to the extent of any such conflict.

EXHIBIT A

All that tract or parcel of land lying and being in Land Lot 46 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a point at the intersection of the southerly right-of-way of Highland Avenue and the westerly right-of-way of Boulevard; and running thence N67°14'9" W, along the southerly right-of-way of Highland Avenue, 130.02 feet to a point; running thence S04°29'41"W 13.88 feet to a point; running thence S85°35'24"E 115.36 feet to a point; running thence southerly, along an arc 23.30 feet (chord S40°55'10"E 21.09 feet) to a point on the westerly right-of-way of Boulevard; running thence N03°45'04"E, along said right-of-way, 32.44 feet to a point and the point of beginning; containing 0.05 acre and being known as Parcel S-53 in the Bedford Pine Urban Redevelopment Area, according to plat of survey by Charles C. Corbin, Jr., Surveyor, dated June 27, 1977.

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(Do Not Write Above This Line)

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First Reading
Committee _____
Date _____
Chair _____
Referred to _____

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

CERTIFIED

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☐ RC Vote

MAYOR'S ACTION

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADUPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred 10/1/01

Referred To:

Finance / Spec

Date Referred

Referred To:

Date Referred

Referred To: